THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

| In Re: Heartland Payment | § | |
|--------------------------------|-------|----------------------------|
| Systems, Inc. Customer Data | § | |
| Security Breach Litigation | § | |
| | § | MDL No. 09-2046 |
| | § | |
| This filing relates to: | § | |
| | § | |
| FINANCIAL INSTITUTION | § | |
| TRACK LITIGATION | § | |
| | § | |
| | § | |
| LONE STAR NATIONAL BANK, N.A., | § | |
| et al., | § | |
| | § | |
| Plaintiffs, | § | |
| | § | |
| V. | § | CIVIL ACTION NO. H-11-2955 |
| | § | |
| HEARTLAND BANK, | § | |
| | § | |
| Defendant. | § | |
| | ORDER | |

The parties have informed the court that they have agreed to dismiss all claims against Heartland Bank. (Docket Entry No. 10; *see also* MDL No. 2046, Docket Entry No. 179, at 1). By **August 17, 2012**, the parties must file an agreed motion to dismiss and proposed order of dismissal.

SIGNED on August 13, 2012, at Houston, Texas.

Lee H. Rosenthal United States District Judge

Lee N. Rosentha